

UNITED STATES DISTRICT COURT
DISTRICT OF NEW HAMPSHIRE

Mark Mariano

v.

Case No. 05-cv-25-PB

Warden, NH State Prison

NOTICE OF RULING

Re: Document No. 27, Motion to Reconsider

Ruling: Mariano asks me to reconsider my prior order declining his request for an extension of time in which to file a notice of appeal. Having reviewed the record, I agree that the motion for extension was timely and that Mariano's failure to file a timely notice was due to excusable neglect. The time for filing a new notice of appeal is extended until April 9, 2006.

Entered by: Paul Barbadoro, District Judge

Date: March 9, 2006

cc: Mark Mariano, pro se